

DT. REC'D PCT/PTO 14 AUG 2002  
AUG 2002



I hereby Certify that this Correspondence is being deposited with the United States Postal service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on August 9, 2002

Susan L. Eick

Name

Susan L. Eick

Signature

August 9, 2002

Date of Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Foster, et al.

Serial No.: 10/088,665 Based on: PCT/GB00/03681

Filed: March 20, 2002

For: Inhibition of Secretion from Non-neuronal Cells

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

Commissioner for Patents  
Attention: Box Missing Parts  
Washington, D.C. 20231

Sir:

Responsive to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated May 20, 2002 (copy enclosed), herewith are the executed Declaration/Power of Attorney together with a check in the amount of \$110.00 for a one-month extension.

If any underpayment or overpayment has been made, please charge to Deposit Account No. 08-2442.

Respectfully submitted,

HODGSON RUSS LLP

By Ranjana Kadle  
Ranjana Kadle, Reg. No. 40,041

08/19/2002 MKAYPAGH 00000064 10008665  
01 FC:115 110.00 OP

One M&T Plaza, Suite 2000  
Buffalo, New York 14203  
716) 848-1628  
Dated: August 9, 2002

**FEE TRANSMITTAL**  
**for FY 2002**

Patent Fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27.

AMOUNT OF PAYMENT

(\$110.00)

Application Number	10/088,665
Filing Date	March 20, 2002
First Named Inventor	Foster, et al.
Examiner Name	
Group/Art Unit	
Attorney Docket Number	18872.0120

## METHOD OF PAYMENT (check all that apply)

## FEE CALCULATION (continued)

 Check  Credit Card  Money Order  Other  None Deposit Account: Deposit Account Number: 08-2442  
Deposit Account Name: Hodgson Russ LLP

The Commissioner is hereby authorized to (check all that apply)

Charge fee(s) indicated below  
 Charge any fee deficiencies or credit any overpayments  
 Charge any additional fees during pendency of this application.  
 Charge fees indicated below, except for the filing fee to the above-identified deposit account

## 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Fee Code (\$)	Small Entity Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	\$
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	\$
139	130	139	130	Non-English specification	\$

## FEE CALCULATION

147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	\$
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## 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid	
112	920*	Requesting Publication of SIR prior to Examiner Action	112	\$
113	1,840*	Requesting Publication of SIR after Examiner Action	113	\$
101 740 201 370 Utility filing fee	\$	115 110	215 55	Extension for reply within first month
106 330 206 165 Design filing fee	\$	116 400	216 200	Extension for reply within second month
107 510 207 255 Plant filing fee	\$	117 920	217 460	Extension for reply within third month
108 740 208 370 Reissue filing fee	\$	118 1,440	218 720	Extension for reply within fourth month
114 160 214 80 Provisional filing fee	\$	128 1,960	228 980	Extension for reply within fifth month

## SUBTOTAL (1)

\$0	119	320	219	160	Notice of Appeal	\$
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## 2. EXTRA CLAIM FEES FOR UTILITY/ REISSUE

Extra Claims Total Claims	Fee Paid /-20** = / / x / / =	Fee Paid 320	Fee Paid 220	Fee Paid 160	Fee Description	\$
	\$	121	280	221	140	Request for oral hearing

Independent Claims / / - 3** = / / x / / =	\$	138	1,510	138	1,510	Petition to institute a public use proceeding	\$
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Multiple dependent / / x / / =	\$	140	110	240	55	Petition to revive - unavoidable	\$
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Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid	
141	1,280	Petition to revive - unintentional	141	\$
142	1,280	10 advance copies Utility issue fee (or reissue)	142	\$

103 18 203 9 Claims in excess of 20	\$	143	460	243	230	Design issue fee	\$
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102 84 202 42 Independent claims in excess of 3	\$	144	620	244	310	Plant issue fee	\$
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104 280 204 140 Multiple dependent claim if not paid	\$	122	130	122	130	Petitions to the Commissioner	\$
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109 84 209 42 **Reissue independent claims over original patent	\$	123	50	123	50	Processing fee under 37 CFR 1.17(q)	\$
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110 18 210 9 **Reissue claims in excess of 20 and over original patent	\$	126	180	126	180	Submission of Information Disclosure Statement	\$
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SUBTOTAL (2)	\$0	581	40	581	40	Recording each patent assignment per property (times number of properties)	\$
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SIGNATURE: <i>Ranjana Kadie</i>	\$	146	740	246	370	Filing a submission after final rejection(37 CFR 1.129(a))	\$
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Reg. No. 40,041	\$	149	740	249	370	For each add'l invention to be examined(37 CFR 1.129(b))	\$
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DATE: August 9, 2002 Telephone: (716) 848-1628	\$	179	740	279	370	Request For Continued Examination (RCE)	\$
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169 900	169	900	Request for Expedited Examination of a design appln.	\$
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Other fee (specify)	\$
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*Reduced by basic filing fee paid	SUBTOTAL (3)	\$110
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## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

ENTERED  
 JMB

Due: 7/20/02

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/088,665	RECEIVED Ranjana Kadle Hodgson Russ One M & T Plaza Suite 2000 Buffalo, NY 14203-2391	18872.0120 ✓

RECEIVED  
Postnet

MAY 24 2002



INTERNATIONAL APPLICATION NO.

PCT/GB00/03681

I.A. FILING DATE	PRIORITY DATE
	03/20/2002

CONFIRMATION NO. 5000

371 FORMALITIES LETTER



\*OC00000008127006\*

Date Mailed: 05/20/2002

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Preliminary Amendments

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DEBORAH D WILLIAMS

Telephone: (703) 305-3744

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/088,665	PCT/GB00/03681	18872.0120

FORM PCT/DO/EO/905 (371 Formalities Notice)